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7 Attorneys for Plaintiff  
VERIGY US, INC.  
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9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN JOSE DIVISION

12 VERIGY US, INC, a Delaware Corporation  
13 Plaintiff,  
14 vs.  
15 ROMI OMAR MAYDER, an individual;  
WESLEY MAYDER, an individual; SILICON  
TEST SYSTEMS, INC., a California Corporation;  
and SILICON TEST SOLUTIONS, LLC, a  
California Limited Liability Corporation,  
inclusive,  
16 Defendants.  
17  
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Case No. C07 04330 RMW (HRL)

**DECLARATION OF MELINDA M.  
MORTON IN SUPPORT OF PLAINTIFF'S  
ADMINISTRATIVE MOTION FOR  
LEAVE TO FILE DOCUMENTS UNDER  
SEAL**

Judge: Honorable Ronald M. Whyte  
Ctrm: 6

1 I, Melinda M. Morton, declare as follows:

2 1. I am an attorney licensed to practice law before all of the courts of the State of  
3 California. I am an associate with the law firm of Bergeson, LLP, counsel of record for Plaintiff  
4 Verigy US, Inc. ("Verigy" or "Plaintiff") in the above-captioned action. I have personal  
5 knowledge of the facts set forth in this declaration, and, if called to do so, I could and would  
6 competently testify thereto.

7 2. I submit this declaration in support of Verigy's Administrative Motion for Leave to  
8 File Document Under Seal.

9 3. I have reviewed the following materials ("the Materials"):

- 10 (a) Portions of Verigy's Reply and Supplemental Brief;  
11 (b) Portions of the Declaration of Robert Pochowski and Exhibits 1 through 11;  
12 (c) Portions of the Declaration of Ken Hanh Duc Lai and Exhibits 1, 3, and 4;  
13 (d) Portions of the Declaration of Ira Leventhal and Exhibits 1 and 2;  
14 (e) Exhibits 1-16, 18-25, and 28 to the Declaration of Melinda M. Morton; and  
15 (f) Portions of the Declaration of Heather Flick and Exhibit 1; and  
16 (g) Portions of the Declaration of Wei Wei and Exhibits D through I.

17 4. I have determined that these Materials (hereafter "the Materials") each disclose  
18 information that has been designated as "Highly Confidential—Attorneys' Eyes Only or  
19 "Confidential" by the parties under the protective order, without objection to those designations  
20 (although Verigy reserves its rights to challenge such designations pursuant to the Stipulated  
21 Protective Order).

22 5. The confidentiality interest of the parties therefore overcomes the right of public  
23 access to the record, as a substantial probability exists that the parties' overriding confidentiality  
24 interest will be prejudiced if the record is not sealed. Further, the proposed sealing is narrowly  
25 tailored and no less restrictive means exist to achieve this overriding interest.

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2 I declare under penalty of perjury under the laws of the United States of America that the  
3 foregoing is true and correct and that this declaration was executed this 16th day of November,  
4 2007 at San Jose, California.

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6 \_\_\_\_\_ /s/  
7 Melinda M. Morton  
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